

COURT OF APPEALS
DIVISION THREE
OF THE STATE OF WASHINGTON

RECEIVED

DEC 05 2005

STATE OF WASHINGTON

) 79127-9

In the Office of the Clerk of Court,
Washington Court of Appeals, Division Three
By _____

Respondent,

) No. 240274

v.

John S. Codiga

) STATEMENT OF ADDITIONAL
GROUNDS FOR REVIEW

(your name)

Appellant.

I, John S. Codiga, have received and reviewed the opening brief prepared by my attorney. Summarized below are the additional grounds for review that are not addressed in that brief. I understand the Court will review this Statement of Additional Grounds for Review when my appeal is considered on the merits.

RE: Statement and frame of mind.

Additional Ground 1

I was mentally incoherent, not in charge of my faculties because at the time of my arrest and questioning I was under the influence of alcohol and marijuana therefore I don't feel I understood that I had the right to be questioned without the presence of my attorney as in the 3.5 36 hearing I requested my attorney two times but they pressured me into talking and signing something I did not know what I was saying or signing because of my mental state.

Additional Ground 2

RE: Judge's conduct,

The professional merits of the judge, how can a judge with the power and capacity of there position allow themselves to become involved as to personally call me a liar that alone casts a shadow of a doubt on myself as a person - human being and my credibility, that put me at a disadvantage because of the statement made by the judge in open court.

If there are additional grounds, a brief summary is attached to this statement.

Date: December 7, 2005

Signature: John S. Codiga

RE: Attorney withdraw and Ineffective assistance of council.

The state contracted outside there apparent known mean's for attorney's they knew they could not afford to represent me to start investigate to hear and finish my hearing that puts me at a disadvantage, advantage State, because the court changed attorney's half way threw my proceeding's because they knowingly did not have the money's to pay for his service's from begining to end, also on the record the judge and prosecutor both agreed anything to save the county money so they let him withdraw from my case which should have resulted in starting the case all over again. Because I should not have to bare the consequences of ineffective assistance of council that I ultimately ended up with because my initial council was ultimately taken away from me.

RE: Additional Ground 4. RE: Change of venue.

I feel that when that I should be allowed to transfer to a different county - change of venue, because of the fact of the county putting my name on the front page of the Columbia basin Herald newspaper as a sex offender now I feel I can't get a fair trial in Grant County because of the fact I could not be gauranteed that one of the jury members would not have read about me on the front page of the newspaper also all three of Grant county's judges have prizided on my case and would not be fair to do it again.

RE: Additional Ground 5.

RE: Violation of rights and not following court rules.

I feel that there is something very wrong with Grant County court system if the court can't follow their own rules and laws. In result of the court not following court rules obviously greatly benefits the court, state and prosecutor and puts me the defendant at a very great disadvantage by lying and not following rules and laws how they are written for the court to follow violates my constitutional rights to get a fair trial. I should be the one to benefit from the court not following court rules and laws and not the court by any means. I also feel that anything short of starting this case all over again in another county from scratch with no statement no existing evidence whatsoever in so many words dismissing my case and starting all over would be a form of double jeopardy or former jeopardy and only benefit the court, state or prosecutor. I think pleading anew would only benefit the court, state and prosecutor and put me again at a great disadvantage. Because the court broke laws, rules, my rights the court should be punished and not me, the court would in fact be getting away with breaking its own rules and laws. In my eyes the case should be dismissed and let the state try to charge me again if it feels it wants to. Or at least withdraw my guilty plea so the state must start all over again in a different county please thank you.

Respectfully submitted December 1, 2005

John S. Codiga John S. Codiga

COURT OF APPEALS
DIVISION THREE
OF THE STATE OF WASHINGTON

RECEIVED

DEC 05 2005

STATE OF WASHINGTON)

Respondent,)

v.)

John S. Codiga)

(your name))

Appellant.)

In the Office of the Clerk of Court
Washington Court of Appeals, Division Three
By _____

No. 240274

STATEMENT OF ADDITIONAL
GROUNDS FOR REVIEW

I, John S. Codiga, have received and reviewed the opening brief prepared by my attorney. Summarized below are the additional grounds for review that are not addressed in that brief. I understand the Court will review this Statement of Additional Grounds for Review when my appeal is considered on the merits.

RE: Statement and frame of mind.

Additional Ground 1

I was mentally incoherent, not in charge of my faculties because at the time of my arrest and questioning I was under the influence of alcohol and marijuana therefore I don't feel I understood that I had the right to be questioned without the presence of my attorney as in the 35 26 hearing I requested my attorney two times but they pressured me into talking and signing something I did not know what I was saying or signing because of my mental state.

Additional Ground 2

RE: Judge's conduct,

The professional merits of the judge, how can a judge with the power and capacity of there position allow themselves to become involved as to personally call me a liar that alone casts a shadow of a doubt on myself as a person - human being and my credibility, that put me at a disadvantage because of the statement made by the judge in open court.

If there are additional grounds, a brief summary is attached to this statement.

Date: December 2, 2005

Signature: John S. Codiga

RE: Additional Ground 3.

RE: Attorney withdraw and Ineffective assistance of council.

The state contracted outside there apparent known mean's for attorney's they knew they could not afford to represent me to start investigate to hear and finish my hearing that puts me at a disadvantage, advantage State because the court changed attorney's half way threw my proceeding's because they knowingly did not have the money's to pay for his service's from begining to end, also on the record the judge and prosecutor both agreed anything to save the county money so they let him withdraw from my case which should have resulted in starting the case all over again. Because I should not have to bare the consequences of ineffective assistance of council that I ultimately ended up with because my initial council was ultimately taken away from me.

RE: Additional Ground 4. RE: Change of venue.

I feel that when, that I should be allowed to transfer to a different county - change of venue, because of the fact of the county putting my name on the front page of the Columbia Basin Herald newspaper as a sex offender now I feel I can't get a fair trial in Grant County because of the fact I could not be guaranteed that one of the jury members would not have read about me on the front page of the newspaper also all three of Grant County's judges have presided on my case and would not be fair to do it again.

RE: Additional Ground 5.

RE: Violation of rights and not following court rules.

I feel that there is something very wrong with Grant County court system if the court can't follow their own rules and laws. In result of the court not following court rules obviously greatly benefits the court; state; and prosecutor and puts me the defendant at a very great disadvantage by lieing and not following rules and laws how they are written for the court to follow violates my constitutional rights to get a fair trial. I should be the one to benefit from the court not following court rules and laws and not the court by any means. I also feel that anything short of starting this case all over again in another

county from scratch with no statement
no existing evidence whatsoever. in so many
words dismissing my case and starting all
over would be a form of double jeopardy
or former jeopardy and only benefit the
court, state or prosecutor. I think pleading anew
would only benefit the court, state and prosecutor
and put me again at a great disadvantage.
Because the court broke laws, rules, my
rights the court should be punished and
not me, the court would in fact be getting
away with breaking its own rules and
laws. In my eyes the case should be
dismissed and let the state try to charge
me again if it feels it wants to. Or
at least withdraw my guilty plea so the
state must start all over again in a different
county please thank you.

Respectfully submitted December 1, 2005
John S. Codiga John S. Codiga